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Atorneys for Defendant
MICHAEL ANTHONY GARCIA

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,
Plaintiff,
vs.
MICHAEL ANTHONY GARCIA,
Defendant.

Case No. 1:23-mj-00140-SAB

MOTION TO WITHDRAW AS COUNSEL OF RECORD AND FOR APPOINTMENT OF NEW COUNSEL; ORDER

Assistant Federal Defender Laura Myers, counsel for defendant Michael Anthony Garcia in the above-captioned case, hereby moves this Court for an order relieving her as appointed counsel and substituting panel attorney Michael J. Aed, who was identified by the Federal Defender's Office of the Eastern District of California as the attorney to whom they would assign this case. Mr. Aed has consented to the substitution as attorney of record. Mr. Aed's contact information is:

Michael J. Aed
Attorney at Law
2115 Kern Street, Ste. 1
Fresno, CA 93721
PH: (559) 825-4600

This motion is based on the following facts:

1. On January 18, 2024, the Court appointed the Office of the Federal Defender to represent Defendant Michael Anthony Garcia. *See* Dkt. #10.

- 1 2. The matter was set for a change-of-plea or trial setting on August 15, 2024. See Dkt.
2 #14, 15.
- 3 3. On August 13, 2024, Mr. Garcia informed counsel that he would like the case to be
4 set for trial at the upcoming hearing.
- 5 4. Mr. Garcia plans to raise a defense at trial that is incompatible with continued
6 representation by the Federal Defender's Office.
- 7 5. On August 15, 2024, counsel informed the Court that a withdrawal motion would be
8 forthcoming, and this Court ordered counsel to move for appointment of substitute
9 counsel prior to August 23, 2024.

10 For the above reason, present counsel requests that this Court relieve the Federal
11 Defender's Office of its duties as counsel of record and that the Court appoint panel attorney
12 Michael J. Aed to represent Defendant Michael Anthony Garcia in this matter. The case is
13 presently scheduled for status conference on November 21, 2024.

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15 Respectfully submitted,

16 HEATHER E. WILLIAMS
17 Federal Defender

18 Date: August 22, 2024

19 _____
20 /s/ *Laura Myers* _____
21 LAURA MYERS
22 Assistant Federal Defender
23 Attorney for Defendant
24 MICHAEL ANTHONY GARCIA

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ORDER

IT IS HEREBY ORDERED. The Federal Defender's Office is relieved of its duties as counsel of record and panel attorney Michael J. Aed is appointed to represent Defendant in this matter.

IT IS SO ORDERED.

Dated: August 22, 2024



UNITED STATES MAGISTRATE JUDGE